APPENDIX XV.

[*See* Rule 334, Note (1).]

RULES FOR REGULATING THE GRANT OF COMPENSATORY ALLOWANCES TO GOVERNMENT SERVANTS UNDER THE ADMINISTRATIVE CONTROL OF THE BOMBAY GOVERNMENT STATIONED AT CERTAIN EXPENSIVE PLACES.

N.B.—(*i*) The rules in this Appendix are provisional and are liable to be withdrawn or modified in the event of a marked change in the cost of living in the localities to which the orders relate or in the conditions of service or pay of particular posts, whenever Government consider such modification or withdrawal to be justified.

(*ii*) Government may grant or refuse the allowance to any individual Government servant or class of Government servants, in any case, in accordance with the general spirit of the rules contained in this Appendix.

The following rules govern the grant of compensatory allowances to Government servants stationed at Bombay and Salsette, who hold substantively or in an officiating capacity posts in the services mentioned in the annexed schedule and who draw only the scale pay or grade pay of these services with or without the addition of special pay. They do not apply to (1) Government servants who are not whole-time servants of Government, (2) Government servants whose pay has been revised in accordance with Government Circular No. 438, dated the 25th June 1920, and (3) ministerial and ~~inferior~~ cl. IV servants of Government.

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Note.—Probationers as defined in Rule 9 (47) are eligible for this allowance.

Rule 1.—This allowance will be calculated on pay as defined in F. R. 9 (21) or Bombay Civil Services Rule 9 (39) at the following rates in Bombay and Salsette :—

Rate of pay		Rate of allowance	
From	To	Bombay.	All stations in the Island of Salsette.
Rs. per mensem.	Rs. per mensem.	Rs. per mensem.	Rs. per mensem.
... ...	150	40	20
151	200	52½	26¼
201	250	55	27½
251	300	60	30
301	400	65	32½
401	450	67½	33¾
451	500	70	35
501	600	75	37½
601	800	80	40
801	1,000	85	42½
1,001	....	90	45

Note.—For the purposes of the above scale the limits of Bombay should be taken to be the limits of the island of Bombay.

Rule 2.—Except as provided in rule 2-A this allowance is admissible only to a Government servant a member of whose family, as defined in Rule 9 (18), is resident with him.

Note 1.—The allowance is admissible to a Government servant for the whole day even if a member of his family resides with him for a part only of that day.

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Substitute the words "class IV servants" *for* the words "inferior servants" occurring in the last line of the first paragraph in this Appendix.

(G.R., P. & S.D., 1586/34, dated 19th May 1948.)

[Correction No. 39, Financial Publication No. V, 3rd Edition (Reprint), Volume II, dated 20th January 1950.]

Note 2.—The allowance is admissible to a Government servant for a period of temporary absence of his family not exceeding seven months if a residence is maintained during the period, provided that when a Government servant is posted to a place where this allowance is admissible, the allowance may not be drawn until a member of his family actually joins the Government servant at the place. In making a claim under this Note the Government servant must certify in his pay bill that he has maintained a separate residence and that his family intends to return to him within seven months of the date on which it left him. If this condition is not fulfilled the Government servant concerned must, unless in the meanwhile he is transferred to another station, refund the amount of the allowance drawn which would otherwise have been inadmissible.

Note 3.—A Government servant transferred from one station to another at both of which the allowance is admissible may, if he drew the allowance at the old station, draw it during joining time, provided that if the rates at the two stations differ he may draw it according to the lower scale only. It should be calculated on the pay admissible during the period of transit.

Rule 2-*A**.—A Government servant, no member of whose family as defined in Rule 9 (18) resides with him, may draw this allowance only when he is declared by Government to be compelled to maintain a separate residence of his own or holds a post to which Government declare a specified official residence to be attached provided in both cases that the residence is actually maintained.

Rule 2-*B*.—In claiming this allowance under the provisions of Rule 2 or 2-A, a Government servant must certify in his pay bill either that a member of his family has resided with him, or that he has maintained a separate residence or the official residence attached to his post, during the period.

Rule 3.—*Cancelled.*

Rule 4.—Any local allowances other than local allowances of the Deputy Commissioner of Police, Bombay, or conveyance allowance or travelling allowances sanctioned prior to 1st March 1923 are merged in the compensatory allowances sanctioned under these rules. Government servants who receive free housing accommodation otherwise than as remuneration for being required to live at the site of their duty or for being prevented from private practice should deduct from the amount of compensatory allowance due under these rules a sum equal to 10 per cent. of their emoluments as defined in Fundamental Rule 45 (*c*) or Rule 9 (17), or the actual rent of the quarters, whichever is less.

Note 1.—House rent allowance granted in lieu of rent free accommodation admissible because an officer is required to reside at the site of his duties that granted for being prevented from private practice and that drawn in accordance with the rules in section II of Appendix XVI do not merge in this allowance. No deductions should, therefore, be made on this account. A list of Government servants who are entitled to such free accommodation or receive house rent allowance in lieu thereof is given in Annexure B. The Superintendent, St. George's Hospital, Bombay, is allowed rent free quarters or house rent allowance in lieu thereof as remuneration for being prevented from general private practice.

Note 2.—The deduction to be made from the amount of compensatory allowance admissible under these rules in the case of Inspectors of Police and Police Prosecutors above the efficiency bar is a sum equal to 4 per cent. of their emoluments instead of 10 per cent. as laid down in Rule 4 above. In calculating the emoluments of the officer concerned for the purposes of this deduction, the value of the housing concession granted in the shape of Government quarters or hired quarters or of house rent allowance in lieu thereof should be taken to be 10 per cent. of his other emoluments.

Rule 5.—All medical officers admitted to this allowance who are permitted private practice or who receive an allowance in lieu of private practice are entitled to draw this allowance at half rates.

A list of medical officers who are debarred from private practice and are therefore entitled to draw the allowance at the full rate will be found in Annexure C.

* *Vide* Annexure E.

Rule 6.—Subject to the provisions of Rule 2-B above, the allowance will be admissible—

(*a*) during leave or temporary transfer in accordance with the provisions of Rules 338 and 339 ;

(*b*) during vacation, if—

(*i*) the authority permitting the vacation to be availed of certifies at the outset that the Government servant is likely on the expiry of the vacation, to return to duty at the station from which he proceeded to spend the vacation or at another station in which he is entitled to a similar allowance ; and

(*ii*) the Government servant certifies that he or his family or both resided for the period for which the allowance is claimed, at any of the stations mentioned in sub-clause (*i*) above.

Note.—If the rates applicable to the stations mentioned above are different, the allowance will be admissible at the lower of the two rates.

Rule 7.—*Cancelled.*

Rule 8.—*Cancelled* (See *N. B. below the heading of this Appendix*).

Rule 9.—The allowance is admissible to the following officers :—

Superintending Engineers.

Conservators of Forests.

Deputy Inspectors General of Police.

It is not admissible to the following officers :—

(1) Officers holding posts above the time scale—

(*i*) Commissioners of Divisions.

(*ii*) Commissioner of Excise.

(*iii*) Secretaries to Government.

(*iv*) Chief Engineer.

(*v*) Chief Conservator.

(*vi*) Inspector General of Police.

(*vii*) Inspector General of Prisons.

(*viii*) Director of Public Health.

(*ix*) Director of Public Instruction.

(*x*) Director of Agriculture.

(*xi*) Surgeon General with the Government of Bombay.

(2) Officers holding posts of which the pay is specially fixed, viz. :—

Commissioner of Labour and Director of Information.

Officers of the Bombay City Police.

Director of Industries ; and

(3) Officers who have been given advance increment or enhanced starting pay owing to the high cost of living in Bombay and Salsette.

SCHEDULE.

I. Officers of the—
(1) Indian Civil Service.
(2) Bombay Civil Service—Executive Branch.
(3) Bombay Civil Service—Judicial Branch.
(4) Indian Forest Service.
(5) Bombay Forest Service.
(6) Indian Police.
(7) Bombay Police Service.
(8) Indian Educational Service.
(9) Bombay Educational Service.
(10) Indian Agricultural Service.
(11) Bombay Agricultural Service.
(12) Indian Veterinary Service.
(13) Bombay Veterinary Service.
(14) Indian Medical Service.
(15) Bombay Medical Service.
(16) Indian Service of Engineers.
(17) Bombay Service of Engineers (old and new).

II. Mamlatdars.

III. Military Assistant Surgeons.

IV. Non-Indian Medical Service Superintendents of Prisons.

V. Jailors.

VI. Inspectors, Bombay Presidency Police.

VII. Superintendents of Excise.

VIII. Two non-Indian Medical Service Officers attached to the Medical Research Department of the Haffkine Institute.

IX. Members of the General Provincial Service under the Public Works Department.

X. Temporary Engineers.

XI. Assistant Registrars of Co-operative Societies and the Special Auditors.

XII. District Inspector of Land Records, Thana.

XIII. Chief Account Officer of Excise.

XIV. (*a*) The Teacher of Drawing,
(*b*) The Teacher of Normal Class,
(*c*) The Superintendent, Reay Art Workshops.
(*d*) The Deputy Director, Sir J. J. School of Art.
(*e*) The Superintendent, Commercial Art Section, Sir J. J. School of Art.
} Sir J. J. School of Arts.

XV. Officer in charge of the Bombay branch office of the Town Planning and Valuation Department.

XVI. Assistant Professor of Embryology.

XVII. Assistant Professor of Physiology.

XVIII. Assistant Professor of Pathology.

XIX. Assistant Labour Officer.

XX. Chief Marketing Officer, Bombay.

XXI. (*a*) The Superintendent of Fisheries (Inland) Bombay.
(*b*) The Superintendent of Fisheries (Marine) Bombay.
(*c*) The Superintendent of Fisheries (Technology) Bombay.

XXII. Medical Officer in charge Malaria Control Scheme, Thana.

ANNEXTURE A (Deleted).

ANNEXURE B.

(Referred to in Note 1 under Rule 4.)

Department.	Designation of officers.
Educational Department ...	*(1) Principal, Elphinstone College, Bombay.
	*(2) Principal, Sydenham College of Commerce, Bombay.
	(3) Professor in charge of the Hostel of the Sydenham College of Commerce and Economics, Bombay.
	*(4) Principal, Secondary Training College, Bombay.
	(5) A member of the staff of the Secondary training College, Bombay, in charge of the hostel.
	*(6) Principal, Royal Institute of Science, Bombay.
	(7) Principal, Sir J. J. School of Art.
	*(8) Principal, Ismail College Andheri.
	(9) A member of the staff of the Ismail Yusuf College, Andheri, in charge of the hostel.

*Only holders of these posts on 18th May 1939 who are not likely to revert thereafter i.e. who would not be considered as "new entrants" for the posts of Principals after that date.

Department.	Designation of Officers.
Medical Department ...	(1) The following Bombay Medical Service Officers :— (*a*) Those attached to the J. J. and the St. George's Hospitals, Bombay. (*b*) Those in charge of the dispensaries in Bandra, Andheri, Kurla and Thana (Wadia dispensary). (*c*) (*i*) Assistant Director, Department of Virus Diseases (including Rabies,) Haffkine Institute, Bombay. (*ii*) Assistant Director, Department of Vaccines, Haffkine Institute, Bombay. (*iii*) Assistant Director, Department of Pharmacology, Haffkine Institute, Bombay. (*d*) The Superintendent, N. M. Mental Hospital, Navpada, Thana. (*e*) Resident, Medical Officers attached to the Bai Motlibai and Petit Hospitals, Bombay, the G. T. Hospital, Bombay, Sir C. J. Opthalmic Hospital, Bombay, and Resident Medical Officer, Cama and Albless Hospitals, Bombay. (*f*) Assistant Professor at the Grant Medical College, Bombay, appointed as a full-time Warden for the R. M. Bhatt Hostel, Grant Medical College. (*g*) Resident Medical Officer, M. A. Podar Hospital, Bombay. (*h*) The Medical Officer attached to the Subsidiary Police Hospital, Naigaum, Bombay City. (2) All Officers of the Indian Medical Department. (3) Indian Medical Service Officers holding any of the following posts : (*a*) Resident Medical Officer, St. George's Hospital.

Department.	Designation of Officers.
Medical Department—*contd.*	(*b*) Director, Haffkine Institute, Bombay. (*c*) [*Cancelled*]. (*d*) Dean, Grant Medical College. (*e*) Surgeon to His Excellency the Governor.
General Administration ...	Secretary to the Governor. Resident Deputy Secretary to Government.
Jail Department ...	Superintendents of Jails, Jailors and Assistant Surgeons in the Jail Department.
Veterinary Department ...	Professor of the Bombay Veterinary College in charge of the Hostel.

ANNEXURE C.

(Referred to in Rule 5.)

List of medical officers who are debarred from private practice :—

(1) Resident Medical Officer, St. George's Hospital,

(2) Senior Assistant Surgeon, St. George's Hospital,

(3) Medical Officers attached to the Jail Department,

(4) Assistant Professor of Embryology,

(5) Assistant Professor of Physiology,

(6) Assistant Professor of Pathology.

ANNEXURE D.

(*Cancelled.*)

ANNEXURE E.

The following is the list of posts which require the maintenance of separate or specified official residences as mentioned in Rule 2 :—

(1) All officers who are given rent-free accommodation or house rent allowance in lieu thereof because they are required to live at the site of their duties.

(2) The Civil Surgeons, Poona and Thana.

(3) The Superintendent, B. M. Hospital and Professor of Midwifery.

(4) The Superintendent, G. T. Hospital, Bombay.

(5) The Superintendent, J. J. Hospital, and Professor of Medicine, Grant Medical College.

(6) The Presidency Surgeon, Bombay.

(7) The Collectors of Bombay and Thana and Assistant Collector or Deputy Collector, Bombay Suburban District.

(8) The Personal Assistant to the Collector of Thana and the two Prant Officers Thana.

(9) The District Judge, Thana.

(10) The Joint Judge, Thana.

(11) The Assistant Judge, Thana.

(12) The First Class Subordinate Judge, Thana.

(13) The Executive Engineer, Thana Division.

(14) The Assistant Engineer, in Charge, Thana Sub-Division.

(14A) Divisional Forest Officer, West Thana.

(15) The Commissioner of Police, Bombay.

(16) The Deputy Commissioners of Police, Bombay.

(17) The Inspector of Railway Police, Victoria Terminus, G. I. P. Railway.

(18) The Inspector of Railway Police, Grant Road, B. B. & C. I. Railway.

(19) The District Superintendent of Police, Bombay Suburban District.

(20) The Inspector of Police, Bandra.

(21) The District Superintendent of Police, Thana

(22) The Assistant Superintendent of Police, Thana.

(23) The Deputy Superintendent of Police, Thana.

(24) The Superintendent of Excise, Bombay, and the Personal Assistant to the Commissioner of Excise.

(25) The Professor of Veterinary Science, Bombay.

(26) Two Veterinary Professors residing in the residences in the Veterinary College Compound, Bombay.

(27) The Resident Deputy or Under Secretary to Government.

(28) The Principal of—

(*i*) Elphinstone College, Bombay.

(*ii*) Secondary Training College, Bombay.

(*iii*) Sydenham College of Commerce and Economics, Bombay.

(*iv*) Royal Institute of Science, Bombay.

(*v*) Ismail Yusuf College, Andheri.

(29) The Deputy Director, Sir J. J. School of Art, Bombay.